



Austin City Council MINUTES

For NOVEMBER 12, 1987 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Mayor Cooksey called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Nofziger's second, approved the minutes for regular meeting of November 5, 1987 and special meetings of November 3 & 4, 1987. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Humphrey and Urdy out of the room)

CITIZEN COMMUNICATIONS

Mr. Tommy Nowotny discussed disannexation of property. Mr. Tom Albin discussed problems with street lighting installation in Wells Branch, Phase E. Council said they would consider that issue on December 1, 1987 during executive session.

REPORT POSTPONED

Postponed indefinitely is the Renaissance Market Commission report on Budget Issues.

OLD BUSINESS - ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, passed through second/third readings of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Mayor Pro Tem Trevino out of the room)

JOAN MARGUERITE
ABELMAN
C14-85-288.158

Travis Cooke Road north
of the intersection of
Old Bee Cave Road and
Travis Cooke Road on the
west side of street.

From "I-RR"
to "LO"

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

CITY OF AUSTIN
WATER & WASTEWATER
By Urban Design Group,
Inc.
C14r-87-073(P-87-010)

13000 Bonaventure
Drive

From "I-RR" &
"I-DR"
to "P"

EMERGENCY PASSAGE OF ORDINANCE

First reading on August 27, 1987, (7-0). Conditions have been met as follows: Development restricted to that shown on the site plan attached as an exhibit to the ordinance.

NORTH INTERCHANGE
ASSOCIATES
By Joe R. Wyman
C14-87-131

8627 North MoPac
Expressway

From "LO"
to "LR"

First reading on October 29, 1987, (7-0). Conditions have been met as follows: Development restricted to that shown on the site plan attached as an exhibit to the ordinance and restrictive covenant incorporating conditions imposed by Council has been executed.

ZACHARY SCOTT THEATRE RENOVATION

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, waived the requirement for three readings and finally passed an ordinance amending the 1987-88 Capital Improvements Program by: Appropriating \$1,828,765.92 for Phase I of the Zachary Scott Theatre Center renovation and expansion project. (6-0 Vote, Mayor Pro Tem Trevino out of the room.)

ORDINANCE AMENDMENTS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, waived the requirement for three readings and finally passed an ordinance amending the following ordinance to correct the legal description or use designation. (6-0 Vote, Mayor Pro Tem Trevino not present)

- a. Ordinance No. 850725-L Case No. C14r-85-132, locally known as 8900-8930 Manchaca Road and 2000-2305 Slaughter Lane.

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, adopted the following resolutions in one consent motion: (6-0 Vote, Mayor Pro Tem Trevino not present)

Public Hearing Set

Set a public hearing for November 19 at 5:30 p.m. to consider an ordinance to allow for an increase in the fee charged by Gold Cross Services, Inc., for non emergency transfers.

Release of Easements

Authorized release of the following easements:

- a. A portion of a Public Utility Easement of record in Book 87, Pages 55A and 55B, of the Travis County Plat Records, located on Lot 28, Block E, Springfield Section One. (Request submitted by Laurretta Dowd of Bryson and Associates Surveying, on behalf of The Ryland Group, Inc.)
- b. A portion of the Blanket Electric Transmission and/or Distribution Line Easement of record in Volume 725, Page 471, Travis County Real Property Records. (Request submitted by Bob Stewart of the Electric Department)
- c. A Wastewater Easement of record in Volume 9771, Page 585, Travis County Real Property Records. (Request submitted by Ed Palacios of the Water and Wastewater Department)
- d. A Drainage and Public Utility Easement of record in Volume 9644, Page 900, Travis County Real Property Records, located on Slaughter Creek. (Request submitted by Ramon Miguez, Transportation and Public Services Department)

Capital Improvements Program

Authorized the filing of Eminent Domain Proceedings to acquire the following:

- a. 2.193 acres of right-of-way in fee simple out of Lot 1, Block 5, of Oak Hill Heights Subdivision, Section 5, a subdivision of Travis County, Texas, owned by Oak Hill Heights Joint Venture for the U.S. 290 West/SH 71 Project. C.I.P. No. 85/62-02.

Approved Supplemental Amendment #3 to the Greiner Austin Team Professional Services Agreement for services related to construction of the Interim Terminal Apron Expansion at Robert Mueller Municipal Airport. C.I.P. No. 86/81-01. (5-0 Vote, Councilmember Shipman abstained due to conflict of interest., Mayor Pro Tem Trevino not in the Council Chamber)

Approved entering into an agreement with ARCO Pipe Line Company for the relocation of a petroleum pipe line across Boggy Creek in conjunction with Boggy Creek Flood Control Project. C.I.P. No. 85/62-39, subject to City Manager approval of final award agreement language.

Change Order

Approved the following Change Order:

- a. In the amount of \$218,007.00 to Lewis Contractors, Inc., for water and wastewater improvements in East Austin Transmission Main Phase II Contract. (10.47% increase of the original contract amount of \$2,081,552.50) C.I.P. No. 73/22-05

Contracts Approved

Approved the following contracts:

- | | |
|---|--|
| <p>J. C. EVANS CONSTRUCTION CO., INC. -
8217 Shoal Creek Boulevard
Austin, Texas</p> | <p>CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Legend Oaks Phase A, Sections
3A and 3B, Electric Utility
Department
Total \$27,442.78 C.I.P. No.
87/15-01</p> |
| <p>THOMAS HINDERER COMPANY
P. O. Box 3264
Austin, Texas</p> | <p>- CAPITAL IMPROVEMENTS PROGRAM -
Terminal Apron Parking Pad
Expansions, Transportation and
Public Services Department
\$270,971.25 C.I.P. No.
87/81-01</p> |
| <p>JALCO, INC.
P. O. Box 27368
Houston, Texas</p> | <p>- CAPITAL IMPROVEMENTS PROGRAM -
Govalle Wastewater Service Area
Interceptor and Diversion System,
Water and Wastewater Utility
Department
Total \$1,933,558.30 C.I.P. No.
86/23-10</p> |
| <p>TEXAS EMULSION, INC.
701 Brazos
Austin, Texas</p> | <p>- Emulsion, Grade HFRS-2P,
Transportation & Public Services
Department
Twelve (12) Month Supply Agreement
Item 1 - \$176,000.00 87-0400-DC</p> |
| <p>Bid award:</p> | <p>- Manufacturing and Printing Utility
Customer Services Office Envelopes,
General Services Department
Twelve (12) Month Supply Agreement
Total \$76,245.00 87-0354-LI</p> |

- (1) WESTVACO - Items 1 & 2 - \$43,925.00
 U.S. Envelope
 10700 Harry Hines Boulevard
 Dallas, Texas
- (2) MAIL-WELL ENVELOPE COMPANY - Item 3 - \$32,320.00
 7400 Ardmore
 Houston, Texas
- Bid award: - Large Lamps, General Services
 Department
 Twelve (12) Month Supply Agreement
 Total \$153,916.00 87-0391-LI
- (1) AMERICAN LIGHT BULB & SUPPLY - Items 1-61, 64-74, 77 - \$91,638.00
 8203-H North Lamar Boulevard
 Austin, Texas
- (2) WESTINGHOUSE ELECTRIC SUPPLY - Items 62, 63, 75 & 76 - \$62,278.00
 8329 Cross Park Drive
 Austin, Texas
- SIEMENS MEDICAL SYSTEM - Computed Tomography(CT) Scanner,
 312 Foxglove Brackenridge Hospital
 Kyle, Texas Twelve (12) Month Supply Agreement
 Total \$137,160.00 BC7-328
- OWENS & MINOR - IV Catheters, Brackenridge
 2020 Taylor Street Hospital
 Houston, Texas Twelve (12) Month Supply Agreement
 Total \$47,557.60 BS7-269
- Bid award: - Grocery Items, Brackenridge
 Hospital
 Six (6) Month Supply Agreement
 Total \$162,379.23 BS7-356
- (1) WHITE SWAN, INC. - \$113,986.20
 P. O. Box 17127
 Austin, Texas
- (2) BEN E. KEITH FOODS - \$48,393.03
 2222 Western Trails Blvd.,
 Suite 108
 Austin, Texas

Contract Postponed - Postponed to 11/19/87 in consideration of a contract to Polymer, Inc. for chemical grout for Water and Wastewater Department.

Pathology Physician Services

Approved entering into a contract with Austin Pathology Associates for pathology physician services for the period October 1, 1987 through September 30, 1988.

Grant Proposal

Authorized submission of a grant proposal in the amount of \$5,000.00 to the Capital Centennial Committee, to prepare an exhibit marking the 100th anniversary of the dedication of the Texas State Capitol Building.

Crime Control Unit

Accepted a grant award of \$226,828.00 from the Governor's Office of the State of Texas, Criminal Justice Division for participation in the Greater Austin Area Organized Crime Control Unit.

Item Postponed

Postponed to December 3, 1987 is consideration of the approval of an Interlocal Government Agreement with the Austin Independent School District regarding construction and assessment of Birch Street, as requested by AISD.

Historic Revolving Loan Fund Guidelines

Approved revising Historic Revolving Loan Fund Guidelines.

Item Pulled

Pulled from the agenda was consideration of operating speed limits for Amtrak in Austin.

Public Hearing Set

Set a public hearing on creation of Steiner Ranch Municipal Utility District 1 and 2 for November 19, 1987 at 6:00 p.m.

ZONING ORDINANCE POSTPONED

Postponed to November 19, 1987 is consideration of second/third readings of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes:

HALLMARK BAPTIST CHURCH	200 feet from Intersection	From "DR"
By Joseph, Rider &	of Oak Knoll Drive and	to "SF-2"
Cameron	Township Trail	
C14-87-025		

ITEM POSTPONED

Postponed to December 1 and 3, 1987 is consideration of amending the 1984 Capital Improvements Program by appropriating the Johnny Morris funds to the following projects:

(1)	Braker Lane	\$1,300,000
(2)	Brodie Lane	683,000
(3)	Cameron Road	700,000
(4)	Spicewood Springs	51,410
		<u>\$2,734,410</u>

ORDINANCE AMENDMENT

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 850425-M Case No. C14r-83-003.52, locally known as 1705 Quinlan Park Road. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino out of the room)

CHANGE ORDER

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the following change order: (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room)

In the amount of \$138,824.91 to Staker Paving of Texas, for Airfield Improvements at Rober Mueller Municipal Airport. (4.9% increase of the original contract amount of \$2,828,719.48 - Total change orders to date equal 6.1%) C.I.P. Nos. 84/81-09, 79/81-21, 84/81-10, 84/81-06, 84/81-14 and 85/81-03.

This is a confirmation. Total change orders to date are 11.0%.

EAST 7TH STREET COMMERCIAL CORRIDOR

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted a resolution extending the geographical boundary of the East 7th Street Commercial Corridor. (6-0 Vote, Councilmember Urdy out of the room)

ITEM FROM COUNCIL

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, approved City Council Policy Objectives. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room.)

TIPS WAREHOUSE

Council had before them a resolution to consider the Tips Warehouse.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, directed the City Manager to direct staff to pursue the proposal further, appraise the property, only consider long term use and ten year parking; and staff is to analyze the financial proposal of November 12, 1987. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

PUBLIC HEARINGS - ANNEXATIONS

Mayor Cooksey opened the public hearings set for 3:00 p.m. on annexation. Speaker cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing on full purpose annexation of Northwest Austin MUDS 1 & 2 (Canyon Creek) area, and the 3M, Schlumberger and Water Treatment Plant #4 sites, comprising approximately 2,308 acres. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Urdy and Shipman out of the room)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing on limited purpose annexation of the Uplands, an area of about 3,100 acres in the Barton Creek Watershed at Hwy. 71 and RM 2244. C7a-87-008. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Urdy and Shipman out of the room)

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation, and for personnel matters. No final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

1. Pending Litigation - Section 2, Paragraph e
 - a. Cook v. Mallenckrodt and the City of Austin
 - b. Hyde Park v. City of Austin
 - d. City of Austin v. Houston Lightin and Power

3. Personnel - Section 2, Paragraph g
 - a. Acting City Manager

RECESS

Council recessed its meeting from 5:27 to 7:00 p.m.

ACTING CITY MANAGER'S SALARY

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, approved \$1,150 a month above the current salary for Acting City Manager John Ware. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

APPOINTMENTS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, appointed Girard Kinney and John Nyfeler as members of the Comprehensive Plan Steering Committee. (6-0 Vote, Mayor Pro Tem Trevino out of the room.)

ADJOURNMENT

Council adjourned its meeting at 7:10 p.m.